

**Exhibit C to
Plaintiff's Renewed
Motion to Compel and Response
To Defendant's Motion for
Protective Order**

**Excerpts from the deposition of
Glenn Clark**

1 IN THE UNITED STATES DISTRICT COURT
2 FOR THE MIDDLE DISTRICT OF ALABAMA
3 NORTHERN DIVISION
4
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* * * * *

6 HAZEL ROBY, as Administratrix *
7 of the Estate of RONALD TYRONE *
8 ROBY, Deceased, *

Plaintiff, *

9 VS. *

CIVIL ACTION NUMBER

10 2:05CV494-B *

BENTON EXPRESS, INC., et al., *

11 Defendants. *

12 * * * * *

13
14 The testimony of GLENN E. CLARK, JR.,
15 taken at Bozeman, Jenkins & Matthews, 114
16 East Gregory Street, Pensacola,
17 Florida, on the 5th day of October, 2005,
18 commencing at approximately 2:15, o'clock,
19 p.m.
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21
22
23

1 -- anything about that conversation that made you
2 think that it didn't appear to be the same Craig that
3 normally reports to work?

4 A No, it was the normal Craig.

5 Q And that normal Craig, am I right that he
6 -- that normal Craig was a good employee of Benton?

7 A Yes.

8 Q Good guy?

9 A Yes.

10 Q A guy that you liked?

11 A Yes.

12 Q A guy you considered a good employee?

13 A Yes.

14 Q A guy that, the best of your knowledge,
15 followed all Benton's policies and procedures?

16 A Yes.

17 Q A guy that in your knowledge was a
18 safety-conscious Benton employee?

19 A Yes.

20 Q A guy in your opinion who was reliable?

21 A Yes.

22 Q A guy in your opinion who was a family
23 man?

1 A Yes.

2 Q A guy, from what you -- best you know of,
3 was a good family man?

4 A To the best of my knowledge, yes, sir.

5 Q And A guy that you would say you
6 personally liked as an employee?

7 A Yes.

8 Q And when he left Pensacola, did you have
9 any idea what time he left?

10 A Approximately 6:00 P.M.

11 Q Did he have to sign anything in front of
12 you or have anything else to do with you, have
13 anything he had to do with you? I understand you all
14 spoke generally and pleasantly, but was it anything
15 else he had to do with you that was routine and
16 mandatory?

17 A He is supposed to sign out.

18 Q Did he sign out with you or is there just
19 a sign-out sheet that he can sign out on even if
20 you're not there?

21 A That's correct. He signs out. It's just
22 a sign-out sheet.

23 Q All right. And that means he could sign

1 A That's correct.

2 Q And you wanted to find out if he was
3 harmed, injured or whatever the delay was?

4 A That's correct.

5 Q You never said anything like Craig
6 Stephens is a bad employee to the authorities, did
7 you?

8 A I did not.

9 Q You never told them anything like he had
10 a history of drug abuse or anything like that, did
11 you?

12 A I did not.

13 Q Never told them we had any concerns of
14 him being a bad employee who might try to steal our
15 equipment, did you?

16 A No.

17 Q And you never told them to arrest him
18 because we think he has stole our equipment, did you?

19 A No.

20 Q And that was no? Did you say no? I'm
21 sorry, I didn't hear you.

22 A No. You're correct, no.

23 Q And what your concern was is you wanted

1 to locate him to make sure he was safe and that he
2 was ultimately going to come back with the Benton
3 Express equipment and the goods?

4 A That's correct.

5 Q Have you ever heard of a trucking company
6 called J.B. Hunt?

7 A Yes, sir, I have.

8 Q Swift? Swift Trucking?

9 A Yes, sir.

10 Q Snyder International?

11 A Yes, sir.

12 Q Landstar?

13 A Yes.

14 Q Roadway?

15 A Yes.

16 Q Yellow?

17 A Yes.

18 Q Copps?

19 A I'm sorry?

20 Q I think it's C-O-P-P-S. Garlin told me
21 about them.

22 A I'm unaware of them.

23 Q Okay. What about JVL?